

<b>Form PTO-1449 Substitute</b> <b>U.S. Department of Commerce</b> <b>Patent and Trademark Office</b> <b>INFORMATION DISCLOSURE STATEMENT</b> <b>(Use several sheets if necessary)</b>	Application Number	10/037,415
	Filing Date	January 4, 2002
	First Named Inventor	David Baltimore
	Art Unit	1636
	Examiner Name	C. Hibbert
	Attorney Docket No.	75723- ZB/JPW/GJG/CS

## NON PATENT LITERATURE DOCUMENTS

Examiner Initials*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.) date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>
/C.H./	1	Advisory Action issued February 14, 2009 in Merged Reexamination Control Nos. 90/007,503 and 90/007,828;	
/C.H./	2	Brief of Plaintiffs/Counterclaim Defendants-Appellees Amgen Inc., et al., filed January 28, 2009 in the concurrent litigation captioned <i>Amgen Inc., et al. v. ARIAD Pharmaceuticals, Inc., et al.</i> , U.S. Court of Appeals for the Federal Circuit, Docket No. 2009-1023; and	
/C.H./	3	Reply Brief for Appellants, ARIAD Pharmaceuticals, Inc., et al., filed February 17, 2009 in the concurrent litigation captioned <i>Amgen Inc., et al. v. ARIAD Pharmaceuticals, Inc., et al.</i> , U.S. Court of Appeals for the Federal Circuit, Docket No. 2009-1023.	

EXAMINER SIGNATURE	/Catherine Hibbert/	DATE CONSIDERED	04/14/2009
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\*EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609: Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. <sup>1</sup>Applicant's unique citation designation number (optional). <sup>2</sup>Applicant is to place a checkmark here if English language Translation is attached.

Applicants: David Baltimore, et al.  
 Serial No.: 10/037,415  
 Filed: January 4, 2002  
**Exhibit A**